

Emerald Glen Homes has applied with the Community Care Licensing Division of the State of California to operate a residential facility for the developmentally disabled adults. When it obtains that license, Emerald Glen Homes will apply to the Regional Center of the East Bay for preliminary approval of its operation of a residential facility for the developmentally disabled.

The Regional Center of the East Bay will pay Emerald Glen Homes a certain sum per month for each developmentally disabled resident it places in its facility. The Regional Centers have calculated that sum as the amount necessary to provide the developmentally disabled individual with room, board, and medical care. The Regional Center of the East Bay will monitor Emerald Glen Homes by sending social workers to evaluate the physical and psychological well being of the developmentally disabled residents.

Emerald Glen offers much more than housing to these residents. Supportive services will be available to assist the developmentally disabled to thrive in all aspects of their lives. Emerald Glen Homes expects that this facility will house 30 residents when all phases are complete. Residents who were a part of the litigation will reside in the homes, as well as residents who are placed by the Regional Center of the East Bay. Other than the plaintiff residents, Emerald Glen Homes does not expect to require founders-fee type payments from its developmentally disabled residents.

To ensure that Emerald Glen Homes is responsive to the needs of the entire community, the Board of Directors of Emerald Glen Homes will not be composed of more than 49 percent of the parents, step-parents, legal conservators, brothers, sisters, or children of its developmentally disabled residents. In addition, Emerald Glen Homes will continue to operate as a residential facility for the developmentally disabled after the plaintiff residents are deceased. These plaintiffs are offering a tremendous gift not only to the new residents who were not involved in the litigation, but to the community of Hayward whose future developmentally disabled residents will be welcomed and placed by Regional Center long after the current residents are deceased. The Walpert land grant is provisional upon the operation of these homes for the developmentally disabled.

Emerald Glen Homes will be licensed by Community Care, a division of the California Department of Social Services. Community Care will license Emerald Glen Homes for a certain "level" of resident. "Levels" are determined by the severity of an individual's developmental disability. Emerald Glen Homes intends to apply for a Level 3 license, a mid-level that includes fairly high-functioning individuals.

All residential applicants of Emerald Glen Homes will be referred by the East Bay Regional Center. All applicants will be supported by government funds, and Emerald Glen Homes will not consider an individual's income level in its residency decision. Emerald Glen Homes will not discriminate on the basis of race, sex, creed or religious affiliation.